IN THE HIGH COURT OF JUDICATURE AT BOMBAY
IN INSOLVENCY

NOTICE OF MOTION NO. 118 OF 2005
IN
INSOLVENCY PETITION NO. 90 OF 2005

Re.: M/s. Empire Builders & ors. ... Insolvents

Ex-parte:
APNA SAHAKARI BANK LTD. ... Petn.Creditors

Mr. S.K. Mali for the insolvent.
Petitioning Creditors and advocate absent.
Mr. Y.C. Parikh, Official Assignee present.

CORAM: P.V. KAKADE, J.
DATED: 20TH DEC., 2005

P.C.:

1. Heard advocate for the insolvents who seeks to move this Court for annulment under Sec.21(1) of the P.T.I. Act, 1909 on the ground of full payment. The Official Assignee has submitted that, as per the record, the full payment appears to be made. In view of this position, the notice of motion is made absolute in terms of prayer clauses (a) & (b) and stands disposed of.

The disposal of this notice of motion is subject to the decision in the Notice of Motion No. 181 of 2005 which is for reduction of the commission amount.

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